

ORDINANCE NO. 1657

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF ANKENY, IOWA, BY ADDING A NEW SECTION ESTABLISHING THE SE FOUR MILE DRIVE WATER CONNECTION DISTRICT 1.

BE IT ENACTED by the City Council of the City of Ankeny, Iowa:

SECTION 1. NEW SECTION. The Code of Ordinances of the City of Ankeny, Iowa is amended by adding a new Section 93.05, Subsection 10, entitled SE FOUR MILE DRIVE WATER CONNECTION DISTRICT 1, which is hereby adopted to read as follows:

10. SE FOUR MILE DRIVE WATER CONNECTION DISTRICT 1.
A. The “SE Four Mile Drive Water Connection District 1” means and includes only the following described real estate and as shown on an exhibit on file in the office of the Director of Municipal Utilities:

*S 285F N 498.54F E 315F & -EX PARCEL D BK 7272 PG 963 & PARCEL E BK 7272 PG 964 & BEG 540.15F W OF SE COR OF SEC THN W 249.25F N 1021.02F E 249.9F S 1021.07F TO POB- PARCEL C BK 7277 PG 908 & PARCEL O BK 10289 PG 392 BEG 1534.44F S & 315F W OF E 1/4 COR OF SEC THN S86.76F W236.29F N86.76F E 237.25F TO POB SE 1/4 LESS RD SEC 31-80-23 **GEOPARCEL # 8023-31-400-031***

*and: PARCEL D BEG 631.9F N OF SE COR THN W 255F N 170.8F E 255F S 170.8F TO POB SE 1/4 LESS .26A RD EAS SEC 31-80-23 **GEOPARCEL # 8023-31-400-007***

*and: LT 1 SPREITZER PROPERTY PLAT 1 **GEOPARCEL # 8023-31-400-032***

*and: -EX BEG 521.19F S & 145.67F W OF NE COR THN SW 169.24F N 119.83F E 118.33F TO POB- N 538F S 800.03F E 264F NE 1/4 SE 1/4 LESS .741A RD EAS SEC 31-80-23 **GEOPARCEL # 8023-31-400-021***

*and: W 60A S 1/2 NW 1/4 LESS 1.82A RD SEC 32-80-23
GEOPARCEL # 8023-32-151-001*

*and: -EX S 235F N 1156F E400F W 460F- & -EX BEG
1156F S OF NW COR THN E 460F N 51F E 388.84F
NE97.51F E158F S453.16F W1074.58F N 330.3F TO
POB- N45A W1/2 SW1/4& W275F N1650F E 1/2 SW 1/4
LESS RD SEC 32-80-23 **GEOPARCEL # 8023-32-300-001***

*and: S 235F N 1156F E 400F W 460F N 45A W 1/2 SW 1/4
SEC 32-80-23 **GEOPARCEL # 8023-32-300-002***

*and: BEG 1156F S OF NW COR THN E 460F N51F
E388.84F NE 97.51F E158F S453.16F W1074.58F
N330.3F TO POB SW 1/4 LESS RD SEC 32-80-23
GEOPARCEL # 8023-32-300-003*

*and: S 35A W 1/2 SW 1/4 & S 1/2 NW 1/4 SE 1/4 SW 1/4
LESS RD EASM SEC 32-80-23 **GEOPARCEL # 8023-32-
300-004***

*and: BEG 77.01F S OF NE COR THN W 46.29F SE
150.87F SE 53.76F N 181.09F TO POB N 1/2 NE FRL 1/4
SEC 6-79-23; AND -EX BEG NE COR THN S 784.61F W
TO E ROW LN NE 29TH ST NLY ALG ROW TO N LN E
TO POB- N 1/2 NE FRL 1/4 LYG E OF NE 29TH ST SEC
6-79-23; AND -EX RD EAS- & -EX BEG 258.1F S OF NW
COR THN SE 227.37F S 119.99F W TO W LN N TO POB-
N 780F NW FRL 1/4 NW FRL 1/4 & -EX 10A NE COR & S
20.65A E 35.65A- N 780F NE FRL 1/4 NW FRL 1/4 SEC 5-
79-23 **GEOPARCEL # 7923-05-101-004***

*BEG 258.1F S OF NE COR THN NW 53.76F SELY 284.1F
E TO E LN N TO POB NE FRL 1/4 SEC 6-79-23; AND
BEG 258.1F S OF NW COR THN SE 227.37F S 119.99F W
TO W LN N TO POB N 1/2 NW FRL 1/4 SEC 5-79-23
GEOPARCEL # 7923-05-101-001*

B. The owner of any parcel included within the SE Four Mile Drive Water Connection District 1 desiring to make a residential service connection to the SE Four Mile Drive Water Main shall pay a connection

fee in the amount of \$3,000.00 to the city. Such fee is in lieu of, and not in addition to, the fee set forth in Section 93.04, subsections 1 through 4.

C. In the event any parcel within the SE Four Mile Drive Water Connection District 1 is developed for industrial or commercial use, or is subdivided for industrial, commercial or residential use and additional structures are permitted thereon, the owner or developer of the parcel shall be required to pay a connection fee in the amount of \$1,800.00 per acre, or \$3,000.00, whichever is greater.

Section 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED AND APPROVED this 3rd day of May, 2010.

Steven D. Van Oort, Mayor

ATTEST: _____
Pamela DeMouth, City Clerk

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**1st Con 4/5/10 - (P. Hrg.)
2nd Con 4/19/10
3rd Con 5/3/10**